

Notice of Allowability	Application No.	Applicant(s)	
	10/080,069	ARGUMEDO ET AL.	
	Examiner	Art Unit	
	Christopher R. Magee	2653	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment filed 9/3/2004.
2. ☒ The allowed claim(s) is/are 1-10 and 12-28.
3. ☒ The drawings filed on 21Feb 2002 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|--|
| <ol style="list-style-type: none"> 1. <input type="checkbox"/> Notice of References Cited (PTO-892) 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date <u>9/3/04</u> 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | <ol style="list-style-type: none"> 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. 7. <input type="checkbox"/> Examiner's Amendment/Comment 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance 9. <input type="checkbox"/> Other _____. |
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DETAILED ACTION

Response to Amendment

1. The reply filed 03 September 2004 was applied to the following effect: All relevant objections and rejections are withdrawn as being satisfied.

Reasons for Allowance

2. Claims 1-10 and 12-28 are allowed (renumbered 1-27 respectively).

The following is an examiner's statement of reasons for allowance:

This application is for a DATA CARTRIDGE CASE ADAPTED FOR DUAL FORMAT APPLICATIONS.

- **Claims 1 and 17** specify a dual purpose magnetic tape cartridge, which requires:

"wherein a rear portion of each lateral side contains a recessed surface offset by about 1.8 mm therefrom and extending forward from said rear side;"

The Applicant's Admitted Prior Art (AAPA) does not teach a dual-purpose magnetic tape cartridge wherein a rear portion of each lateral side contains a recessed surface offset by about 1.8 mm therefrom and extending forward from said rear side as claimed in the present invention.

Johnson '010 does not teach, suggest or disclose a dual-purpose magnetic tape cartridge wherein a rear portion of each lateral side contains a recessed surface offset by about 1.8 mm therefrom and extending forward from said rear side as claimed in the present invention.

Therefore, these features, in combination with other features of claims 1 and 17, are not anticipated by, nor made obvious over, the closest prior art of record of the AAPA and/or Johnson et al. (US 6,477,010 B1).

- **Claim 12** specifies a dual purpose magnetic tape cartridge, which requires:

“wherein said first and second locating notches are positioned about 13.25 mm from the left side and 9.60 mm from the right side of the cartridge, respectively.”

The Applicant's Admitted Prior Art (AAPA) does not teach a dual-purpose magnetic tape cartridge wherein said first and second locating notches are positioned about 13.25 mm from the left side and 9.60 mm from the right side of the cartridge, respectively, as claimed in the present invention.

Johnson '010 does not teach, suggest or disclose a dual-purpose magnetic tape cartridge wherein said first and second locating notches are positioned about 13.25 mm from the left side and 9.60 mm from the right side of the cartridge, respectively, as claimed in the present invention.

Therefore, these features, in combination with other features of claim 12, are not anticipated by, nor made obvious over, the closest prior art of record of the AAPA and/or Johnson et al. (US 6,477,010 B1).

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- **Claim 13** specifies a dual purpose magnetic tape cartridge, which requires:

“wherein said rounded bottom of the V-shaped notch is centered about 13.80 mm from the right side of the cartridge.”

The Applicant’s Admitted Prior Art (AAPA) does not teach a dual-purpose magnetic tape cartridge wherein said rounded bottom of the V-shaped notch is centered about 13.80 mm from the right side of the cartridge as claimed in the present invention.

Johnson ‘010 does not teach, suggest or disclose a dual-purpose magnetic tape cartridge wherein said rounded bottom of the V-shaped notch is centered about 13.80 mm from the right side of the cartridge as claimed in the present invention.

Therefore, these features, in combination with other features of claim 13, are not anticipated by, nor made obvious over, the closest prior art of record of the AAPA and/or Johnson et al. (US 6,477,010 B1).

3. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Christopher R. Magee whose telephone number is (703) 605-4256. The examiner can normally be reached on M-F, 8: 00 am-5: 30 pm.

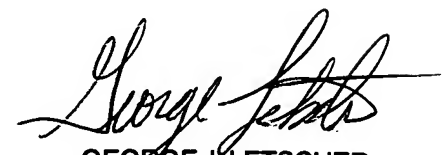
Art Unit: 2653

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William Korzuch can be reached on (703) 305-6137. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

January 24, 2005


Christopher R. Magee
Patent Examiner
Art Unit 2653


GEORGE J. LETSCHER
PRIMARY EXAMINER